

# HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

032504

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))</small>	Attorney Docket No.	3518.1014-000
	First Named Inventor or Application Identifier	Daniel H. Kim
	Express Mail Label No.	EV214950139US

22881 U.S. PTO  
1D/808687

032504

Title of Invention	SURGICAL RETRACTOR POSITIONING DEVICE
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<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
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1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>  2. <input checked="" type="checkbox"/> Specification <b>Total Pages [20]</b> <i>(preferred arrangement set forth below)</i> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure  3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) <b>Total Sheets [16]</b> <input checked="" type="checkbox"/> Fig. of the Drawings for Publication [FIG. 2] <input type="checkbox"/> No Figure to be Published  4. <input checked="" type="checkbox"/> Oath or Declaration <b>Total Pages [2]</b> a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).  5. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i>	6. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form b. <input type="checkbox"/> Paper Copy (identical to computer copy) <input type="checkbox"/> Pages c. <input type="checkbox"/> Statements verifying identity of above copies  <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <b>ACCOMPANYING APPLICATION PARTS</b>          7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet &amp; documents)              <input checked="" type="checkbox"/> Assignee - DePuy Spine, Inc.                  Raynham, Massachusetts           8. <input type="checkbox"/> Power of Attorney      <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement           9. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>           10. <input checked="" type="checkbox"/> Information Disclosure      <input checked="" type="checkbox"/> Copies of IDS Citations              Statement (IDS)/PTO-1449           11. <input type="checkbox"/> Preliminary Amendment           12. <input checked="" type="checkbox"/> Return Receipt Postcard           13. <input type="checkbox"/> Small Entity Statement(s)           14a. <input type="checkbox"/> Foreign Priority Claim under 35 U.S.C. §119 or 365           14b. <input type="checkbox"/> Certified Copy of Priority Document(s)           15. <input type="checkbox"/> Nonpublication Request <i>(check parent application)</i>           16. <input type="checkbox"/> Other _____                _____                _____       </div>
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17. If a **CONTINUING APPLICATION**, check appropriate box; supply the requisite information.

☐ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP)    of prior application No.:

Prior application information:    Examiner:    Group Art Unit:

**The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.**  
*(Add standard Related Applications section with incorporation by reference to specification or update same)*

18. CORRESPONDENCE ADDRESS					
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Signature		Date	March 25, 2004
Submitted by Typed or Printed Name	Erik L. Ence	Reg. Number	42,511

# HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

## FEE TRANSMITTAL FOR PATENT APPLICATIONS

Attorney Docket Number	3518.1014-000
Application Number	
First Named Inventor	Daniel H. Kim

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	37 - 20* =	17	x \$ 18 =	\$ 306
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	5 - 3** =	2	x \$ 86 =	\$ 172
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 290 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 770
				Total of above Calculations =	\$ 1248
	Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =				\$
				TOTAL =	\$ 1248
	Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =				\$
	Petition for Extension of Time Fee (37 C.F.R. 1.17) =				\$
	Assignment Recordation Fee = (only when filed with application)				\$ 40
	[Other]				\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 1288

1. Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$1,288.00. ☐ Please charge \$[ ] to Deposit Account No. 08-0380.

4. ☐ Other: \_\_\_\_\_

Signature	<i>Erik L. Ence</i>	Date	March 25, 2004
Submitted by Typed or Printed Name	Erik L. Ence	Reg. Number	42,511